

REMARKS

Claims 1-26 were pending in the application and all were rejected. Applicant has amended claims 1, 10, 12, 18, 20, and 22 and canceled claims 2 and 8. Support for the claim amendments can be found in Applicant's disclosure as published in United States Patent Publication No. 2005/0070302, specifically at paragraphs [0013], [0017], and [0020]. Applicant requests reconsideration of the rejections in view of the amendments and the following remarks.

CLAIM REJECTIONS UNDER 35 U.S.C. §102

The Office Action rejected claims 1, 2, 5-10, 13-16, 18, 21, 22, and 24-26 under 35 USC 102(e) as being anticipated by Hashimoto (US 2006/0030334).

Applicant respectfully traverses this rejection. Claim 1, as amended, is not anticipated by Hashimoto because Hashimoto does not disclose all of the claim elements of claim 1; therefore it cannot be an anticipatory reference. Specifically, Hashimoto does not teach or suggest the claimed database.

Claims 2 and 5 are dependent on claim 1; therefore, they are not anticipated by Hashimoto for at least the same reasons that claim 1 is not anticipated by Hashimoto.

Claim 10 has been amended to include the limitation of “sending an audio message comprising instructions showing the user of the wireless unit how to get to the improved location.” This is not disclosed by Hashimoto; therefore Hashimoto does not anticipate claim 10.

Claims 13-16 are dependent on claim 10; therefore they are not anticipated by Hashimoto for at least the same reasons that claim 10 is not anticipated by Hashimoto.

Claim 18 is a computer program counterpart to claim 10 and contains similar limitations to those of claim 10; therefore claim 18 is not anticipated by Hashimoto.

Claim 21 is dependent on claim 18; therefore claim 21 is not anticipated by Hashimoto for at least the same reasons that claim 18 is not anticipated by Hashimoto.

Claim 22 contains limitations as in claim 10 which are not discussed in Hashimoto; therefore it is not anticipated by Hashimoto for at least the foregoing reasons.

Claims 24 and 26 are dependent on claim 22; therefore they are not anticipated by Hashimoto for at least the same reasons that claim 22 is not anticipated by Hashimoto.

CLAIM REJECTIONS UNDER 35 USC 103

The Office Action rejected claims 3, 4, 8, 11, 12, 19, 20, and 23 under 35 USC 103(a) as being unpatentable over Hashimoto, in view of Rappaport, et al. (US 2006/0015814).

Claim 3 is not unpatentable over Hashimoto in view of Rappaport because neither reference teaches nor suggests a wireless unit having a location determining mechanism such as a global positioning system for determining the position of a wireless unit that may be moving. The Office Action at page 6 concedes that Hashimoto fails to disclose a global positioning system.

Rappaport fails to disclose a GPS integrated into a wireless unit for determining location of the moving object.

Claim 4 is dependent on claim 1 which is patentable over the cited references; therefore claim 4 is also patentable over the cited references.

Claim 8 has been canceled, thus mooted its rejection.

Claims 11 and 12 are dependent on claim 10 which is patentable over the cited references; therefore claims 11 and 12 are also patentable over the cited references.

Claims 19 and 20 are dependent on claim 18 which is patentable over the cited references; therefore claims 19 and 20 are also patentable over the cited references.

Claim 23 is dependent on claim 22 which is patentable over the cited references; therefore claim 23 is also patentable over the cited references.

The Office Action rejected claim 17 under 35 USC 103(a) as being unpatentable over Hashimoto in view of Schipper et al. (Schipper) US 6,038,444.

Claim 17 is dependent on claim 10; therefore it is patentable for at least the same reasons that claim 10 is patentable.

For the foregoing reasons, Applicant respectfully requests allowance of the pending claims. The Director is hereby authorized to charge any fees which may be required, including any petition for extension of time fees under §1.17, or credit any overpayment, to Deposit

Account Number 50-0510.

Respectfully submitted,

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